

U. S. BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA

**ABINGDON CALENDAR - OCTOBER 5, 2005**

(The Honorable William F. Stone, Jr. Presiding)

(Start: \_\_\_\_\_ Recess: \_\_\_\_\_ ♦Resume: \_\_\_\_\_ Stop: \_\_\_\_\_ ♦Trials: \_\_\_\_\_ Proceedings \_\_\_\_\_)

Attys:	Debtors:	Case Nos.:	Trustees:
	<b><u>9:30 A. M. - PRE-TRIAL CONFERENCES IN COURTROOM</u></b>		
	<b><u>None</u></b>		

**10:00 A. M. - MISCELLANEOUS**

Copeland	DAVID & SUSAN ROBINS	05-70920	Callahan/S
	Objection of Trustee to Debtors' Claim of Exemptions filed 5/11; # 14, 15, <i>Cont from 6/8 and 7/6</i>		
	Trustee Motion to Sell Free and Clear of Liens, for Approval of Carve-out and to Approve the Compensation of a Professional filed 9/15, #57 Notice of Proposed Sale filed 9/15 #59 <i>with cert of service</i>		
	Trustee Motion to Approve Compromise filed 9/15, #58		
Farthing	TK TECHNOLOGIES	03-05239	Wick/AF
	Application for Compensation of Auctioneer filed 8/29 #20 with Motion to Waive <b><i>Order of 8/30 grants Application for Compensation and Motion to Waive</i></b>		
	Application for Compensation of R.E. Wick, Trustee filed 9/1 #24 with Motion to Waive <b><i>Order of 9/1 grants Application and Motion to Waive</i></b>		
Carroll	LISA HALE	04-75035	Jessee C/AF
	Trustee Motion for Turnover order filed 8/30 #18,19 <b><i>Agreed order directing debtor to turn over property in CM orders.</i></b>		
Money	ROBERT ELLER FURNITURE CO.	04-02126	Wick/S
	Trustee Application for Compensation filed 9/1 #25 <b><i>Self-executing if no objections filed 5 days prior to hearing</i></b> Application for Compensation of Gaines Dickenson, Auctioneer for Trustee filed 8/20 #22 <b><i>Self-executing if no objections filed 5 days prior to hearing</i></b>		

**Abingdon 10/5**

Lamie	EQUIPMENT SERVICES, INC.	98-04851	Wick/SJ
	Trustee Application for Compensation filed 9/1 #106,107,108 <i>Self-executing if no objections filed 5 days prior to hearing</i>		
Hutchinson	PEGGY WHITE	05-73165	Jessee/SL
	Motion for Relief from Stay filed 9/9 #8,10 by Daimler Chrysler (Higgs) <i>Ord of default approved for entry on 9/30</i>		
Hutchinson	CHRISTOPHER KISER	05-73164	Jessee/SL
	Motion for Relief filed 9/12 #7,9, by Huntington National Bank (Fogleman) <i>Default order granting relief submitted to CM Orders 10/4</i>		
Cody	JAMES ROBERT KING	05-72955	Callahan/SJ
	Motion for Relief filed 9/15, #14, 17 by Citizens Automobile Finance, Inc. (Fogleman) <i>Consent Order granting relief submitted to CM Orders 10/4</i>		
Snodgrass	BOBBIE JONES	05-72506	Callahan/JM
	Motion for Relief filed 9/14 #9, 11, 12 filed by General Motors Acceptance (Eason) <i>Ord of Default approved for entry on 9/30</i>		
Beck	ANTAEUS TECHNICAL SERVICES, INC.	99-02114	Copeland/VS
	Objection to Claim #45 (Anderson & Schwab) filed 4/1 #364 by Robert Copeland, Trustee <i>cont from 6/8 and order entered 8/31 #532</i> <u>Response</u> filed 6/3 #381 (Frank Schwab, Jr/ Anderson & Schwab, Inc)		
Carmody	ANITA BOWDEN	05-73173	Jessee/LM
	Motion to Sell Real Estate and Avoid Judicial Lien filed 9/15 #8		

**11:00 A. M. - MISCELLANEOUS**

Lamie	DONALD & NELL EMMERT Status hearing - new ch 11 case	05-72137	DIP/AF
Copeland	BEAR RIDGE MINING, INC. Motion for Final Decree filed 8/31 #275	00-00708	DIP/SO
Pro Se	ROGER N. WELLS Amended Discl. Stmt filed 9/2 #224 and Plan #225  Motion for Relief by Powell Valley Nat'l Bank(W. Bradshaw) 6/22 #131, 132 <i>Movant certification filed 6/29; # 150 , cont from 8/3</i>  Motion for Relief from Stay by Highlands Union Bank (Huton) Remaining issues from order ent 4/22 and 7/12 <i>cont from ord entered 8/8</i>	04-75100	DIP/JM
Carroll	JACKIE PATRICK 707(b) Motion of U. S. Trustee to Dismiss Case filed 5/27; # 25 -(Guzinski) -final <i>prelim. Hrg contd from 6/22</i> <u>Answer</u> to First Set of Interrogatories filed 9/13 #31 <u>Response</u> to First Request for Production of Documents filed 9/13 #32 <i>Note: Guzinski contacted chambers on 10/3; Parties have agreed to move the motion to the 11:00 AM time frame.</i>	05-70646	Callahan/JJ

**1:00 P. M. - CONFIRMATIONS**

Largen	KENNETH BARRETT 2 <sup>nd</sup> Amended Plan filed 8/17 #36	03-02007	Widener/SO
Timoney	WAYNE & JILL HORTON Amended Plan filed 8/24 #21, 22 <b>OBJ:</b> USA/IRS filed 8/2 (Eckert) <b>OBJ:</b> USA/IRS filed 9/9 #23 (Eckert)  Trustee Report and Show Cause filed 8/11 #18	05-71601	Widener/LM

### 1:00 P. M. - CONFIRMATIONS

Money	ANGELA MCGHEE	05-71256	Widener/SJ
	Mod Plan filed 6/27 set for conf on 8/17 at 1:00		
	Trustees Report and Show Cause filed 6/1 #17, <i>cont from 7/7 &amp; 8/17</i>		
	Valuation: Spectrum Enterprises filed 8/26 #30		
	Valuation: Dell Financial Services filed 8/16 #31		

Largen	STEPHANIE HELTON	05-71777	Widener/LM
	Amended Plan filed 8/15 #27,28		
	Trustee Report & Showcause filed 7/25; # 22, <i>cont from 8/17</i>		
	Motion for Relief by New Peoples Bank (Kilgore) filed 7/5 #13,14,15 <i>cont from 7/20 , 8/3, &amp; 8/17</i>		
	<u>Response filed 7/21 #21</u>		
	<b><i>Ord of 8/10 temporarily denies motion</i></b>		

Fleenor	LARRY SCARDO	05-71762	Widener/SL
	Amended Plan with cert of serv filed 8/1 #12,13		
	Trustee Report and Show cause on Dismissal or Conversion filed 8/26 #17		
	<b><i>(Note: 2<sup>nd</sup> Amended Plan filed 9/1 schedules conf for 10/19 @1:00)</i></b>		

## 1:00 P. M. - MISCELLANEOUS

Jackson                      JERRY AND JEANE COOPER                      05-73060                      Jessee/SL  
Motion for Relief filed 9/1 #7,8,10 by Option One Mortgage(Bierman)  
***Default order to be tendered within 15 days per fax to Chambers on 10/4***

**1:30 P. M. - MISCELLANEOUS**

Carmody HASSEL & GAYLENE JUSTUS 01-4945 Widener/JJ  
Trustee Motion Dismiss/Convert, d/e # 126, *contd from 1/19, 5/4 & 8/3*

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**1:30 P. M. - MISCELLANEOUS**

Carmody      ROT SYKES, JR.      04-02255      Widener/SJ  
Motion for Relief filed 9/9 #33,35 by USA/IRS (Eckert)  
Debtor Motion for Extension of time to file answer filed 9/20 #37  
***Order granting motion to extend time to file Answer entered 9/27 - DR given  
10 days from date of order to file answer - DR file answer by 10/7***

Farthing      HAROLD AND ANGELA CONLEY      05-70109      Widener/SO  
Motion for Relief from Stay filed 9/7 #24,26  
Answer filed 9/13 #28

Lamie      MARY SUNDERLIN      05-70824      Widener/S  
Motion for Relief filed 9/14 #24, #29 filed by MERS AS AGENT FOR  
WASHINGTON MUTUAL BANK (Stewart)  
Answer filed 9/28 #33  
  
Motion for Relief from Co-Debtor Stay filed 9/14 #27,30 by MERS AS AGENT  
FOR WASHINGTON MUTUAL BANK (Stewart)  
Answer filed 9/28 #33

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**1:30 P. M. - MISCELLANEOUS**

Carmody      WILLIAM & FLORIDA LOONEY      05-72521      Widener/S  
Motion for Relief filed 8/31 #21,23 by Ford Motor Credit Company (Eason) *cont from 9/21*  
  
Motion for Relief and Co Debtor filed 9/1 #26, 28 by First Community Bank (Kieffer) *cont from 9/21*  
Answer filed 9/14 #38  
  
Motion to Dismiss Case filed 9/1 #25 by First Community Bank (Kieffer) *cont from 9/21*

**2:00 P. M - MISCELLANEOUS**

Snodgrass      HARRY PAULEY JR      05-70580      Callahan/GR  
707(b) Motion of U. S. Trustee to Dismiss Case filed 5/27; # 7 *-final prelim hrg. (Guzinski) – contd from 6/22 –case converted to ch 13 on 7/8; # 13*  
*Motion to withdraw to be filed 10/3 (Guzinski)*

**2:30 P. M. TELEPHONE CONFERENCE IN CHAMBERS**

Goldstein      WANDA SEARS      03-03328      Vogel/S  
Fennell      AP 05-07029: 426 Dischargeability 523  
American Express Financial Advisors (Peter Barrett/Kutak Rock LLP) vs Debtor  
*(re: Motion to compel discovery issue)*  
*Court to contact Mr. Barrett at end of 2:00 docket; Mr. Barrett will initiate the call*

**2:30 P. M. - TRIAL - CANCELLED**

Money      PEGGY MILLER      05-71536      Vogel/AF  
Motion of U. S. Trustee to Dismiss Case for Substantial Abuse filed 7/6; # 10  
*(Cosby) cont to this date by order entered 7/22 for hearing on the merits*  
*Cosby to tender agreed motion and proposed order to continue matter for further pre trial on 11/22 @10:00 AM*